

TEMPORARY

Serial No.

56241

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APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. APR 29 1991

Returned to applicant for correction.

Corrected application filed.

Map filed MAY 13 1991

The applicant. Stephen G. and Mavis S. Wright

Ruby Valley

Wells

of

Street and No. or P.O. Box No.

City or Town

Nevada 89835

State and Zip Code No.

hereby make... application for permission to change the

Manner of Use and Place of Use of a Portion

Point of diversion, manner of use, and/or place of use

Permit No. 43842

of water heretofore appropriated under

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.04 cfs (5.52 acre feet)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining and Milling
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, T28N, R58E, MDB&M.,
Describe as being within a 40-acre subdivision of public survey and by course and
at a point from which the SE corner of said Section 15 bears S 54° 37' 57" E,
distance to a section corner. If on unsurveyed land, it should be stated.
4733.71 feet.
6. The existing permitted point of diversion is located within Same as Above
If point of diversion is not changed, do not answer.
7. Proposed place of use Portions of Sections 14, 15, 23 & 24, T28N, R58E, MDB&M.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Portions of Sections 19, 20, 28, 29, 33 & 34, T28N, R59E, MDB&M., Portions of
unsurveyed T27N, R59E and T26N, R59E, MDB&M.; along the existing Ruby Wash Road
8. Existing place of use W $\frac{1}{2}$ of Section 15, T28N, R58E, MDB&M. (1.38 acres to be removed
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
from Irrigation)
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from March 1 to November 1 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, Pump and Motor
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use..... one year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application is for a Temporary Permit. The waters applied for under this application are to be used for Dust Abatement on the existing Ruby Wash Road to the mine site located approximately in Section 2, T26N, R59E, MDB&M., The annual consumptive use will be 1.8 million gallons annually.

HIGH DESERT Engineering, Agent

By s/ Robert E. Morley
Robert E. Morley
515 South Fifth Street
Elko, NV 89801

Compared ap/se ap/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 43842 is issued subject to the terms and conditions imposed in said Permit 43842 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on June 16, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.04 cubic feet per second, but not to exceed 5.52 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 17th day of June

A.D. 19 92

[Signature]
State Engineer

TEMPORARY
EXPIRED

DATE JUN 16 1993